

Message Text

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FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK IMMEDIATE

AMEMBASSY BEIRUT IMMEDIATE

AMEMBASSY TEL AVIV IMMEDIATE

INFO AMEMBASSY CAIRO

AMEMBASSY DAMASCUS

AMEMBASSY AMMAN

C O N F I D E N T I A L STATE 086034

E.O. 11652: GDS

TAGS: CVIS, PLO. UN

SUBJECT: VISAS AND STATUS OF PLO UN OBSERVERS

REF: BEIRUT 2435 (NOTAL)

USUN 551

BEIRUT 4500 (NOTAL)

1. FOR BEIRUT: VISAS FOUR ZUHDI TARAIZI (28) ONE ENTRY
BEFORE JULY 31, 1975 FOR SIX MONTHS. B-1 VISA SHOULD BE
ANNOTATED "WAS". NO AMENDMENT OR EXTENSION OF STAY MAY BE
AUTHORIZED WITHOUT PRIOR APPROVAL BY INS, WASHDC. EMBASSY
SHOULD INFORM TARAIZI THAT TERMS OF HIS WAIVER ARE AS REPRESENTATIVE
OF PLO "OBSERVER OFFICE" AT U.N.

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SENTATIVE OF PLO "OBSERVER OFFICE" AT U.N.

ONLY AND THAT HE IS NOT TO ENGAGE IN ANY ACTIVITY OTHER THAN THAT FOR WHICH HE INVITED BY U.N.

2. ALTHOUGH C-2 TRANSIT VISAS, WHICH NORMALLY LIMIT A TRAVELLER TO A MAXIMUM STAY OF 29 DAYS IN NEW YORK AND AN AREA WITHIN 25 MILES OF COLUMBUS CIRCLE, WERE ISSUED TO PLO MEMBERS INVITED TO UNGA DEBATE ON PALESTINIAN QUESTION IN NOVEMBER, 1974, DEPT DECIDED THAT B-1 VISAS WERE MORE APPROPRIATE AS THEY ARE TYPE ISSUED IN PAST TO REPRESENTATIVES OF ORGANIZATIONS OF THIS KIND.

3. TRAVEL RESTRICTIONS TO AN AREA WITHIN A 25 MILE RADIUS OF COLUMBUS CIRCLE WILL BE PLACED ON PLO REPRESENTATIVES, AS WE HAVE DONE ON OTHER OCCASIONS, MOST NOTABLY IN THE CASE OF REPRESENTATIVES OF STATES WE DO NOT RECOGNIZE. TRAVEL RESTRICTIONS WILL BE COMMUNICATED BY USUN TO PLO OBSERVER OFFICE UPON TARAZI'S ARRIVAL. FOR USUN: SHORTLY AFTER THE PLO OBSERVER TARAZI ARRIVES IN THE US, MISSION IS REQUESTED TO INFORM PLO OFFICE IN WRITING ON PLAIN BOND PAPER WITHOUT USMISSION LETTERHEAD, AND OMITTING THE USUAL DIPLOMATIC ADDRESS, FOLLOWING INSTRUCTIONS: BEGIN QTE: THE FOLLOWING TRAVEL REGULATIONS APPLY TO ALL REPRESENTATIVES OF THE PALESTINE LIBERATION ORGANIZATION WHO ARE NOW IN OR IN THE FUTURE ENTER THE UNITED STATES AS NON-IMMIGRANT ALIENS INVITED BY GA RES 3237 TO PARTICIPATE IN THE SESSIONS AND WORK OF THE GENERAL ASSEMBLY AND IN THE SESSIONS AND WORK OF ALL INTERNATIONAL CONFERENCES CONVENED UNDER THE AUSPICES OF THE GENERAL ASSEMBLY, IN THE CAPACITY OF OBSERVER, AND MEMBERS OF THE FAMILIES OF SUCH PERSONS. THE PERSONS THUS AFFECTED WILL BE RESTRICTED IN THEIR MOVEMENTS TO THE FOLLOWING TERRITORY:

IN THE STATE OF NEW JERSEY, TO THE COUNTRIES OF HUDSON AND BERGEN AND TO SUCH PORTIONS OF PASSAIC COUNTY AS LIE WITHIN TWENTY-FIVE AIRLINE MILES FROM THE CENTER OF NEW YORK CITY; IN THE STATE OF NEW YORK, TO THE COUNTRIES OF WESTCHESTER, NEW YORK, BRONX, QUEENS AND RICHMOND AND TO THAT PART OF THE OYSTER BAY AREA IN NASSAU COUNTY WHICH IS LOCATED NORTH OF NEW YORK STATE HIGHWAY 25A AND

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TO REACH WHICH, THE ONLY AUTHORIZED ROUTE IS HIGHWAY 25A. THE CENTER OF NEW YORK CITY IS, FOR THIS PURPOSE, CONSIDERED TO BE COLUMBUS CIRCLE IN MANHATTAN.

PERSONS TO WHOM THESE REGULATIONS APPLY MUST SUBMIT OFFICIAL NOTIFICATION FORTY-EIGHT HOURS IN ADVANCE OF ANY TRAVEL TO ANY POINT MORE THAN TWENTY-FIVE MILES FROM THE CENTER OF NEW YORK CITY. SUCH NOTIFICATION WILL INCLUDE

THE NAMES OF THE TRAVELERS, DESCRIPTION OF THEIR ITINERARY, IDENTIFICATION OF MEANS OF TRANSPORTATION USED, ROUTE NUMBERS OF ALL ROADS, TRAVEL BY CAR LISTED IN THE ORDER IN WHICH THE ROADS ARE TAKEN, AND THE LOCATION OF EACH OVERNIGHT STOP. THIS TRAVEL NOTIFICATION SHOULD BE SUBMITTED, IN SEVEN COPIES, DIRECTLY TO THE OFFICE OF THE UNITED STATES MISSION TO THE UNITED NATIONS ON FORM DS-947, ENTITLED "REQUEST FOR AUTHORIZATION TO TRAVEL." SUPPLIES OF THIS FORM MAY BE PROCURED AHEAD OF THE TIME OF APPLICATION AT THE SAME OFFICE. THE PROPERLY EXECUTED FORMS WILL BE ACCEPTED ONLY DURING NORMAL BUSINESS HOURS ON MONDAYS THROUGH THURSDAYS AND FROM 9:00 AM TO NOON ON FRIDAYS. IF AUTHORIZATION TO GO BEYOND TRAVEL RESTRICTION AREA NOT GRANTED, PLO OFFICE WILL BE NOTIFIED. END QUOTE

4. USUN SHOULD INFORM PLO OBSERVERS WHEN LETTER ON TRAVEL RESTRICTIONS IS DELIVERED THAT THEIR PRIVILEGES ARE LIMITED TO THOSE UNDER SECTIONS 11 AND 13 OF THE HEADQUARTERS AGREEMENT, BUT THAT THIS IS IN NO WAY DISCRIMINATORY SINCE THIS IS A MATTER OF US LAW AND NOT USG DISCRETION. TEXT OF SECTIONS 11 AND 13 MAY BE GIVEN PLO. FOLLOWING SUMMARY OF THESE SECTIONS IS FOR INFORMATION OF ADDRESSEES.

SECTION 11 REQUIRES US, FEDERAL, STATE, AND LOCAL AUTHORITIES TO REFRAIN FROM IMPOSING ANY IMPEDIMENTS TO TRANSMIT TO END FROM THE HEADQUARTERS DISTRICT BY ANY PERSONS INVITED BY THE UN ON OFFICIAL BUSINESS AND TO AFFORD NECESSARY PROTECTION TO SUCH PERSONS WHILE IN TRANSIT. SECTION 13 OBLIGATES THE US GOVERNMENT TO GRANT VISAS AS REQUIRED AND NOT TO APPLY LAWS REGARDING ENTRY OR RESIDENCE OF ALIENS IN SUCH A MANNER AS TO REQUIRE THAT THEY LEAVE THE UNITED STATES BECAUSE OF ANY ACTIVITIES CONDUCTED IN AN OFFICIAL CAPACITY. SUCH PERSONS HOWEVER, MAY, UNDER THE HEADQUARTERS AGREEMENT, BE RECONFIDENTIAL

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REQUIRED TO LEAVE THE UNITED STATES IN THE CASE OF ABUSE OF PRIVILEGES OF RESIDENCE.

PLO OBSERVERS OR OTHER OBSERVERS FROM LIBERATION MOVEMENTS ARE NOT ENTITLED TO ANY OTHER PRIVILEGES (NOR ANY IMMUNITIES) UNDER THE HEADQUARTERS AGREEMENT OR TO ANY OF THOSE UNDER THE CONVENTION ON PRIVILEGES AND IMMUNITIES OF THE UN OR THE INTERNATIONAL ORGANIZATION IMMUNITIES ACT, (PL-291), 79TH CONGRESS) BECAUSE THEY ARE NOT REPRESENTATIVES OF STATES. PLO OBSERVERS, THEREFORE, WOULD NOT BE ENTITLED TO DUTY-FREE PRIVILEGES, TAX EXEMPTIONS OR IMMUNITY FROM ARREST AND PROSECUTION UNDER LOCAL STATE OR FEDERAL LAW.

5. USUN SHOULD GIVE INFORMATION COPY OF TRAVEL RESTRICTION

LETTER TO APPROPRIATE UN SECRETARIAT OFFICIALS, AND INFORM THEM THAT WE ARE TREATING PLO ON BASIS THAT IT REPRESENTS NON-STATE ORGANIZATION WE DO NOT RECOGNIZE AND WHOSE REPRESENTATIVES ARE IN THE US ONLY IN CONNECTION WITH UN AT UN'S INVITATION, AND THAT THEY ARE NOT ENTITLED TO ANY PRIVILEGES EXCEPT THOSE UNDER SECTION 11 AND 13 OF THE HEADQUARTERS AGREEMENT.

6. FYI. FEDERAL PROTECTION. DEPT IS REQUESTING THAT PLO OBSERVERS TO THE UN BE DESIGNATED UNDER 18 USC 1116(C) IN ORDER THAT CRIMINAL ACTS AGAINST THEM MAY BE PROSECUTED UNDER FEDERAL LAW. END FYI.

7. SINCE THE ISRAELI EMBASSY HERE IN WASHINGTON AND THE ISRAELI MISSION TO THE UN HAVE EXPRESSED THEIR VIEWS TO US ON STATUS OF PLO OBSERVERS AT UN AMBASSADOR SCALI AT USUN IS AUTHORIZED TO INFORM THE ISRAELI MISSION, MAYOR BEAME, AND AS HE DEEMS APPROPRIATE WITH THOSE JEWISH LEADERS WITH WHOM HE HAS MET, OF ACTIONS IN PARAS 1, 2, 3 AND 4. ISRAELI EMBASSY IS BEING NOTIFIED BY NEA ASSISTANT SECRETARY ATHERTON. EMBASSY TEL AVIV SHOULD INFORM ISRAELI FON MINISTRY. --

8. DEPT AND USUN PRESS SPOKESMAN WILL USE FOLLOWING GUIDANCE ON IF ASKED BASIS. OTHER ADDRESSEES SHOULD REFER PRESS QUESTIONS TO WASHINGTON.
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A. THAT PLO OBSERVERS COMING TO NEW YORK WILL BE GRANTED B-1 VISAS WITH TRAVEL RESTRICTIONS. B-1 VISAS HAVE BEEN ISSUED TO OTHER NON-GOVERNMENTAL OBSERVER MISSION REPRESENTATIVES.

B. QUOTE PARA 3 WHICH INFORMS PLO OF THEIR RESTRICTIONS.

C. PLO OBSERVERS, LIKE OTHER REPRESENTATIVES OF NATIONAL LIBERATION MOVEMENTS, ARE NOT ENTITLED TO PRIVILEGES AND IMMUNITIES UNDER US LAW EXCEPT THOSE PRIVILEGES OF SECTIONS 11 AND 13 OF THE HEADQUARTERS AGREEMENT.

D. IF ASKED WHETHER PLO REPRESENTATIVES INELEGIBLE FOR ADMISSION TO US UNDER IMMIGRATION AND NATIONALIZATION ACT, RESPONSE SHOULD BE THAT WAIVERS WERE OBTAINED IN ORDER TO MEET US OBLIGATION UNDER HEADQUARTERS AGREEMENT. KISSINGER

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